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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/826,389	04/19/2004	Takayuki Shirane	43888-312

McDERMOTT, WILL & EMERY  
 600 13th Street, N.W.  
 Washington, DC 20005-3096



CONFIRMATION NO. 9712  
 FORMALITIES LETTER



\*OC000000013083532\*

Date Mailed: 06/28/2004

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*

**Items Required To Avoid Abandonment:**

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

**SUMMARY OF FEES DUE:**

Total additional fee(s) required for this application is **\$130** for a Large Entity

- **\$130** Late oath or declaration Surcharge.

Replies should be mailed to: Mail Stop Missing Parts  
 Commissioner for Patents  
 P.O. Box 1450  
 Alexandria VA 22313-1450

08/05/2004 AOSMAN1 00000026 500417 10826389

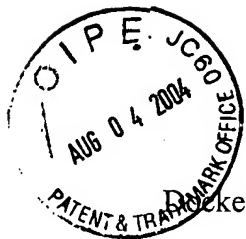
01 FC:1051 130.00 DA

*A copy of this notice **MUST** be returned with the reply.*

*John Ware*  
 Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



Serial No.: 43888-312

**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of	:	Customer Number: 20277
	:	
Takayuki SHIRANE, et al.	:	Confirmation Number: 9712
	:	
Serial No.: 10/826,389	:	Group Art Unit: 2838
	:	
Filed: April 19, 2004	:	Examiner:
	:	
For: SECONDARY BATTERY	:	

**RESPONSE TO NOTICE  
OF MISSING PARTS OF APPLICATION**

Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In response to the Notice of Missing Parts of Application dated June 28, 2004, submitted herewith are the following documents for filing in the above-referenced application:

1. Declaration and Power of Attorney (which is in compliance with 37 CFR 1.63)
2. Late Filing Fee Surcharge of \$130.00
3. Certified Priority Documents (2)
4. Assignment and recordation fee of \$40.00 (On Separate Postcard)

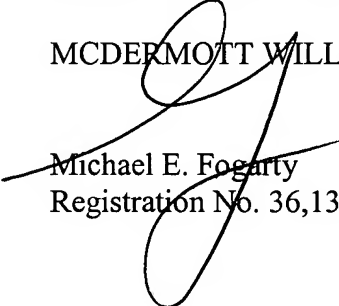
Please charge Deposit Account No. 500417 in the amount of \$130.00. To the extent necessary, Applicants petition for an extension of time under 37 C.F.R. 1.136.

10/826,389

Please charge any shortage in fees due in connection with the filing of this paper, including extension of time fees, to Deposit Account 500417 and please credit any excess fees to such deposit account.

Respectfully submitted,

MCDERMOTT WILL & EMERY LLP



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**Date: August 4, 2004**